

United States District Court

DISTRICT OF DELAWARE

UNITED STATES OF AMERICA

V.

**ORDER OF ~~TEMPORARY~~ DETENTION
PENDING HEARING PURSUANT TO
~~BAIL REFORM ACT.~~**

HECTOR SOTO

Defendant

Case Number: 06-151M

Upon motion of the **Government**, it is ORDERED that a **Preliminary Hearing and Detention Hearing** *has been waived with consent of defendant* is set for _____* at _____

Date

Time

before HONORABLE MARY PAT THYNGE, UNITED STATES MAGISTRATE JUDGE

Name of Judicial Officer

COURTROOM #6C, 6TH FLOOR, BOGGS FEDERAL BLDG., 844 KING ST., WILMINGTON, DE

Location of Judicial Officer

As a result,
Pending *this hearing*, the defendant shall be held in custody by (the United

States Marshal) (_____)

Other Custodial Official

and produced *when required as upon further order of this Court* for the hearing.

December 12, 2006

Date

[Signature]

Judicial Officer

*If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the defendant. 18 U.S.C. §3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. §3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injure, or intimidate a prospective witness or juror.

